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Attorneys for Defendant  
TOWN OF LOS GATOS

IN THE UNITED STATES DISTRICT COURT  
IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

SEBASTIAN DEFRANCESCO,  
  
Plaintiff,

CASE NO. C09-2123 JL  
Civil Rights

v.

**STIPULATION AND ~~PROPOSED~~  
ORDER TO CONTINUE CASE  
MANAGEMENT CONFERENCE**

SRI OLD TOWN, LLC; FEDERAL  
REALTY INVESTMENT TRUST;  
TOWN OF LOS GATOS; and DOES  
1-10, Inclusive,

Conference Date: July 14, 2010

Defendants.

**STIPULATION**

Plaintiff SEBASTIAN DEFRANCESCO and Defendants SRI OLD TOWN, LLC, FEDERAL REALTY INVESTMENT TRUST, and TOWN OF LOS GATOS, hereby jointly stipulate and request as follows:

The parties previously filed a Consent Decree and Order as to injunctive relief in this case. The Court approved and entered the Order on July 12, 2010. The parties also previously reached a settlement agreement as to damages. The damages payments by all defendants have been received by plaintiff.

Currently the parties are negotiating the issue of the amount of plaintiff's attorney fees, litigation expenses and costs to be paid by defendants. These negotiations are proceeding cooperatively.

Accordingly, the parties agree and stipulate that continuing the Case Management Conference currently set for July 14, 2010 will promote a more efficient resolution of the case, keeping fees and costs down for both sides, and hereby request that the Case Management Conference be reset to a convenient date on the Court's calendar during October, 2010.

Dated: July 13, 2009

LAW OFFICES OF PAUL L. REIN

/s/ Celia McGuinness  
By CELIA McGUINNESS  
Attorneys for Plaintiff  
SEBASTIAN DEFRANCESCO

Dated: July 13, 2010

COX, CASTLE & NICHOLSON LLP

/s/ Ali Hamidi  
By ALI P. HAMIDI  
Attorneys for Defendants  
SRI OLD TOWN, LLC and FEDERAL  
REALTY INVESTMENT TRUST

1 Dated: July 13, 2010

LOW, BALL & LYNCH

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3 /s/ Mark Hazelwood  
4 By MARK F. HAZELWOOD  
5 Attorneys for Defendants  
6 TOWN OF LOS GATOS  
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**ORDER**

Good cause having been shown, the Court grants the parties' stipulation and request to continue the Case Management Conference in this case to October 20, 2010, at 10:30 a.m.

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: July 13, 2010

  
JAMES LARSON  
United States Magistrate Judge